

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION**

RICHARD LEE SCHMIDT

PLAINTIFF

VERSUS

CIVIL ACTION NO. 1:08-cv-412-HSO-JMR

DAVID ALLISON

DEFENDANT

FINAL JUDGMENT

This cause is before the Court, *sua sponte*, for consideration of dismissal.

Pursuant to the Order issued this date and incorporated herein by reference,

IT IS, HEREBY, ORDERED AND ADJUDGED that this cause be, and is hereby, dismissed without prejudice, pursuant to FED.R.CIV.P. 41(b).

SO ORDERED AND ADJUDGED, this the 7th day of January, 2009.

s/ Halil Suleyman Ozerden

HALIL SULEYMAN OZERDEN
UNITED STATES DISTRICT JUDGE